

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

May 21, 2007

DIVISION ONE

B172294 People
 v.
 William King

Filed order denying petition for rehearing.

DIVISION TWO

Court convened at 9:00 a.m.

Present: Boren, P.J., Doi Todd, J., Ashmann-Gerst, J., Chavez, J. and Jim Guzman,
Deputy Clerk.

Each of the following:

B190893 People v. Paredes
B193412 In re Jesus F.
B191366 People v. Terraza
B189978 In re Jennifer C.
B190223 People v. Johnson
B187961 People v. Williams

Argument waived, cause submitted.

DIVISION TWO (continued)

B193688 Los Angeles County, D.C.S.

v.

Dorothy L.

Merits:

Argued by Leslie Barry for appellant and by Amir Pichvai for respondent.

Cause submitted.

B189271 Welch et al.

v.

St. George et al.

Merits:

Argued by Derek Tabone for appellants and by Rita Diaz for respondents.

Cause submitted.

B185778 Hild

v.

Southern California Edison

Merits:

Argued by Tillman Breckenridge for appellant and by Brian Chase for respondent. Cause submitted.

B188810 People

v.

Guerrero and Barco

Merits:

Argued by Thomas One and Conrad Petermann for appellants and by Bob

Snider for respondent. Cause submitted.

DIVISION TWO (continued)

B195563 Jonathan E. et al.
v.
Beverly Hills Unified School District

Merits:
Argued by Brian Zimmerman for appellants and by Lisa Brown for respondent. Cause submitted.

Ashmann-Gerst, J. leaves bench

B181169 Otero
v.
Kaiser Foundation Health Plan Inc. et al.

Merits:
Argued by Tristram Buckley for appellants and by Carl Blumenstein and Peter Fonda for respondents. Cause submitted.

Court in recess.

Court reconvened at 1:00 p.m.

Present: Boren, P.J., Doi Todd, J., Ashmann-Gerst, J., Chavez, J. and Jim Guzman, Deputy Clerk.

Each of the following:

B192565 People v. Omar S.
B191244 People v. Scott

Argument waived, cause submitted.

DIVISION TWO (continued)

B195684 People
 v.
 Somerville

Merits:
Argued by Richard Fitzer for appellant and by David Wildman for
respondent. Cause submitted.

B192709 People
 v.
 King

Merits:
Argued by James Koester for appellant and by Sharlene Honnaka for
respondent. Cause submitted.

B191172 People
 v.
 Flores

Merits:
Argued by Diana Teran for appellant and by Ryan Smith for respondent.
Cause submitted.

B194590 Los Angeles County, D.C.S.
 v.
 Maria A.

Merits:
Argued by Lori Fields for appellant and by Owen Gallagher for respondent.
Cause submitted.

May 21, 2007 (Continued)

DIVISION TWO (continued)

B192084 Mattox
v.
Antoun

Merits:
Argued by Thomas Wall for appellant and by Francis Flynn for respondent.
Cause submitted.

Boren, P.J. leaves bench

B190432 Dina et al.
v.
The People ex rel Department of Transportation

Merits:
Argued by Michael Montgomery for appellants and by Paul Brown for respondent. Cause submitted.

Court adjourned.

DIVISION FOUR

B192616 People (Not for Publication)
v.
Hernandez

The judgment is affirmed.

Willhite, J.

We concur: Epstein, P.J.
Suzukawa, J.

DIVISION FIVE

B193575 EFund Capital Partners (Certified for Publication)
v.
Robert Pleass

The judgment is reversed. Appellant(s) to recover costs.

Turner, P.J.

We concur: Armstrong, J.
Kriegler, J.

B193984 People (Not for Publication)
v.
Jose Antonio Gonzalez

The judgment is affirmed.

Kriegler, J.

We concur: Armstrong, Acting P.J.
Mosk, J.

B190756 People (Not for Publication)
v.
Damon Meion Seymour

The judgment is affirmed. The abstract of judgment is ordered modified to include a \$50 penalty pursuant to section 1464, subdivision (a); and a \$35 penalty pursuant to Government Code section 76000, subdivision (a).

Mosk, J.

We concur: Turner, P.J.
Kriegler, J.

May 21, 2007 (Continued)

DIVISION FIVE (continued)

B187686 James McManamin, Jr.
v.
Trimark Pacific Homes, L.P.

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

B190270 People
v.
Jesus R. Chavez

Filed order modifying opinion. Petition for rehearing and supplemental petition for rehearing is denied. (Change in judgment)

DIVISION SIX

B194176 People (Not for Publication)
v.
Guevara

The judgment is affirmed.

Yegan, Acting P.J.

We concur: Coffee, J.
Perren, J.

May 21, 2007 (Continued)

DIVISION SEVEN

[illegible]

The order under review is reversed.

Zelon, J.

We concur: Johnson, Acting P.J.
Woods, J.

B192072 Bhatia et al., (Not for Publication)
v.
Los Angeles County Office of Education

The judgment is affirmed. Respondent(s) to recover costs.

Zelon, J.

We concur: Perluss, P.J.
Woods, J.

B185836 O.P. (Not for Publication)
v.
Byron B.

The judgment is affirmed. Respondent(s) to recover costs.

Zelon, J.

We concur: Perluss, P.J.
Woods, J.

DIVISION SEVEN (continued)

B186191 People (Not for Publication)

V.
Johnson

The judgment is affirmed.

Woods, J.

We concur: Perluss, P.J.
Zelon, J.

B195460 People (Not for Publication)

V. Sellers

The judgment is affirmed.

Woods, J.

We concur: Perluss, P.J.
Zelon, J.

B197030 In re Andrew R.
Sandee J. (Not for Publication)

v.
Superior Court, Los Angeles County
(Los Angeles County Department of Children and Family Services et al.,

The petition is denied on the merits.

Woods, J.

We concur: Perluss, P.J.
Zelon, J.

May 21, 2007 (Continued)

DIVISION SEVEN (continued)

B193134 Tiffany A. (Certified for Publication)
v.
Superior Court, Los Angeles County
(The People, r.p.i.)

Let a writ of prohibition issue directing the respondent court to set-aside its prior general policy concerning the use of physical restraints in the courtroom on all minors during juvenile delinquency proceedings; and to henceforth consider any request for the use of physical restraints upon minors in the courtroom during court proceedings on an individual case-by-case basis in accord with the views expressed herein. Petitioner is entitled to recover her costs in this writ proceeding.

Woods, J.

We concur: Perluss, P.J.
Zelon, J.

DIVISION EIGHT

B184025 Prokop, (Certified for Publication)
v.
City Of Los Angeles,

The judgment is affirmed. The City of Los Angeles is entitled to recover its costs on appeal.

Boland, J.

We concur: Cooper, P.J.
Rubin, J.

DIVISION EIGHT (continued)

B189270 English, (Not for Publication)
v.
Los Angeles County Metropolitan Transportation Authority et al.,
Ganz & Gorsline,

The order of January 9, 2006, is reversed insofar as it awards monetary sanctions against Ganz with respect to plaintiff's motion to quash deposition subpoenas and for a protective order, motion to compel a further answer to plaintiff's special interrogatory and motion to compel further responses to plaintiff's request for production. The court's order is otherwise affirmed. The parties are to bear their own costs on appeal.

Flier, J.

We concur: Cooper, P.J.
Rubin, J.

B186104 Farris (Not for Publication)
v.
County of Los Angeles et al.,

The judgment is reversed and the matter is remanded to the trial court for further proceedings. Appellant to recover his costs on appeal.

Rubin, J.

We concur: Cooper, P.J.
Boland, J.

May 21, 2007 (Continued)

DIVISION EIGHT (continued)

B186232 Farris (Not for Publication)

V.

County of Los Angeles et al.,

The judgment is affirmed. Respondents to recover their costs on appeal.

Rubin, J.

We concur: Cooper, P.J.
Boland, J.